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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Napier *et al.*

Serial No. ~~09/55,093~~ 555,093

Filed: August 22, 2000

Group Art Unit: 1638

Examiner: E. McElwain

Atty. Docket No. 005407.00001

For: **DESATURASE GENES AND THEIR USE**

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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Director of Patents
Washington, D.C. 20231

Sir:

In response to the restriction requirement mailed June 11, 2002, applicants elect Group I, claims 1-13 and 23, with traverse.

We believe no fee is due in connection with this response. If a fee is due, please charge our Deposit Account No. 19-0733.

Remarks

Applicants respectfully traverse the restriction requirement. A search of all invention groups should not present a serious burden. For example, if the polypeptide of Group I is found to be novel, the same polypeptide linked to another moiety also will be novel, as will nucleic acids encoding the polypeptide, methods of making the polypeptide, and the use of the polypeptide to treat a disorder. According to the M.P.E.P., "If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the